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Attorney for Defendant

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RICHARD LEE ROGERS,

Defendant.

**Case No. CR-23-112-BLG-SPW**

**MOTION TO  
MODIFY CONDITIONS OF  
RELEASE**

COMES NOW Defendant Richard Lee Rogers, by and through his counsel of record, the FEDERAL DEFENDERS OF MONTANA and EVANGELO ARVANETES, Assistant Federal Defender, and respectfully moves this Court for an order modifying his second Order setting conditions of release, dated March 28, 2024. (Doc. 30).

The grounds for this motion are as follows:

1. On or about July 10, 2024, United States Probation Officer McKenna Arledge contacted both Parties regarding an update on Mr. Rogers' Pre-Trial Supervision.
2. At that time, the Parties were informed by Officer Arledge that Mr. Rogers has had numerous violations to his Pre-Trial Release due to alleged marijuana consumption.
3. The present Motion to Modify Conditions of Release pertains to removing the following conditions from the second Order setting conditions of Pre-Trial Release dated March 28, 2024 (Doc. 30): paragraph #s 5, 6, 10, 11, 12, 14, and 15.
4. Undersigned counsel has contacted United States Attorney Jeffrey Starnes who defers to the Court with regards to these modifications.

WHEREFORE, Mr. Rogers respectfully requests that his conditions of release be modified as requested in this Motion.

RESPECTFULLY SUBMITTED this 15<sup>th</sup> day of July, 2024.

/s/ Evangelo Arvanetes  
EVANGELO ARVANETES  
Federal Defenders of Montana  
Counsel for Defendant

**CERTIFICATE OF SERVICE**  
**L.R. 5.2(b)**

I hereby certify that on July 15, 2024, a copy of the foregoing document was served on the following persons by the following means:

1,2 CM-ECF  
       Hand Delivery  
3,4 Mail  
       Overnight Delivery Service  
       Fax  
       E-Mail

1. CLERK, UNITED STATES DISTRICT COURT
2. JEFFERY STARNES  
United States Attorney's Office  
Assistant United States Attorney  
119 First Avenue N., Suite 300  
Great Falls, MT 59401  
Counsel for the United States
3. RICHARD LEE ROGERS  
Defendant

/s/ Evangelo Arvanetes  
EVANGELO ARVANETES  
Federal Defenders of Montana  
Counsel for Defendant